

NO. 23
MICHIGAN SENATE
DAILY CALENDAR
THURSDAY, MARCH 9, 2000
10:00 a.m.

MESSAGES FROM THE HOUSE		Senate substitute (S-6). Committee recommended I.E.
1		5
SB 555	Sen. Hammerstrom Sales tax; exemptions; vended nonalcoholic beverages; exempt. Amends sec. 4g of 1933 PA 167 (MCL 205.54g). I.E. House, November 2, 1999. Returned from House with substitute (H-1), Wednesday, November 3, 1999; laid over under the rules. Committee recommended I.E.	SB 390 Sen. Van Regenmorter Criminal procedure; sentencing guidelines; crime of criminal road endangerment; include in sentencing guidelines. Amends sec. 12, ch. XVII of 1927 PA 175 (MCL 777.12). Reported by Committee on Judiciary. Senate substitute (S-2). Committee recommended I.E.
2		6
SB 826	Sen. Bullard Vehicles; license plates; specialty fund-raising registration plates; establish procedures. Amends secs. 803l & 804 of 1949 PA 300 (MCL 257.803l & 257.804); adds secs. 6d, 17b, 30b, 811d, 811e, 811f, 811g & 811h & repeals secs. 6d, 17b, 30b & 811d to 811o of 1949 PA 300 (MCL 257.6d et seq.). I.E. House, November 3, 1999. Returned from House with substitute (H-1), Thursday, November 4, 1999; laid over under the rules. Committee recommended I.E.	SB 300 Sen. Jaye Weapons; licensing; time limit for permit to purchase pistol; extend. Amends sec. 2 of 1927 PA 372 (MCL 28.422). Reported by Committee on Hunting, Fishing and Forestry. For Senate amendment, see Senate Journal No. 32 of 1999, page 483. Committee recommended I.E.
3		7
SB 857	Sen. McManus Vehicles; other; use of certain low speed vehicles on public roads; allow under certain circumstances and establish certain requirements and regulations for use. Amends sec. 660 of 1949 PA 300 (MCL 257.660) & adds sec. 25b. I.E. House, March 1, 2000. Returned from House with substitute (H-3), Thursday, March 2; laid over under the rules. Committee recommended I.E.	SB 158 Sen. Rogers Worker's compensation; benefits; employee under the influence of intoxicating liquor or drugs; prohibit benefits paid. Amends 1969 PA 317 (MCL 418.101 - 418.941) by adding sec. 306. Reported by Committee on Human Resources, Labor, Senior Citizens and Veterans Affairs. Senate substitute (S-2). For Senate amendment, see Senate Journal No. 56 of 1999, page 1215. Committee recommended I.E.
THIRD READING OF BILLS		8
4		
SB 287	Sen. Van Regenmorter Traffic control; violations; criminal road endangerment; establish and provide penalties. Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 626c. Reported by Committee on Judiciary.	HB 5040 Rep. Allen Vehicles; license plates; specialty plate for agricultural heritage; provide for and earmark revenue to the Michigan future farmers of America foundation endowment fund. Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811n. For House amendment, see House Journal No. 77 of 1999, page 2178.

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

9

HB 5041 Rep. Shackleton
Vehicles; license plates; specialty plate, establish and earmark for renovation of lighthouses.
Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811k.

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

10

HB 5042 Rep. Hager
Vehicles; license plates; specialty plate for water quality; create.
Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 811i.

For House amendment, see House Journal No. 77 of 1999, page 2175.

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

11

HB 4710 Rep. Sanborn
Civil procedure; service of process; initial service of personal protection orders by state police officers; authorize to issue.

Amends sec. 6 of 1935 PA 59 (MCL 28.6).

For House amendment, see House Journal No. 68 of 1999, page 1949.

Reported by Committee on Judiciary.

12

HB 4711 Rep. Scranton
Torts; immunity; reporting injury caused by violence; immunize reporter under certain circumstances.

Amends sec. 411 of 1931 PA 328 (MCL 750.411).

For House amendments, see House Journal No. 68 of 1999, page 1950.

Reported by Committee on Judiciary.

13

HB 4715 Rep. Baird
Crimes; domestic violence; domestic violence definition; revise.

Amends title and sec. 1 of 1978 PA 389 (MCL 400.1501).

For House amendment, see House Journal No. 68 of 1999, page 1951.

Reported by Committee on Judiciary.

14

HB 4716 Rep. Godchaux
Criminal procedure; bail; individuals arrested for certain domestic violence crimes; prohibit release on interim bond by peace officer, and require arraignment or bond hearing by judicial officer before release, and require release condition of no contact with victim in certain circumstances.

Amends sec. 2a of 1961 PA 44 (MCL 780.582a).

House substitute (H-3).

Reported by Committee on Judiciary.

15

SB 1006 Sen. Hammerstrom
Mental health; community mental health; creation of a community mental health services program; permit a baccalaureate institution with a medical school to participate.

Amends secs. 204a & 210 of 1974 PA 258 (MCL 330.1204a & 330.1210).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

16

SB 1007 Sen. Rogers
Local government; intergovernmental affairs; definition of public agency; include institution of higher education for certain purposes.

Amends sec. 2 of 1967 (Ex Sess) PA 7 (MCL 124.502).

Reported by Committee on Families, Mental Health and Human Services.

For Senate amendment, see Senate Journal No. 16, page 139.

Committee recommended I.E.

17

SB 1008 Sen. Gougeon
State; authorities; credit card usage by community mental health authorities; provide for.

Amends sec. 1 of 1995 PA 266 (MCL 129.241).

Reported by Committee on Families, Mental Health and Human Services.

Committee recommended I.E.

18

SB 1009 Sen. Johnson

State; bonds; financing certain purchases; provide for.
Amends sec. 205 of 1974 PA 258 (MCL 330.1205).

**Reported by Committee on Families, Mental Health
and Human Services.**

Senate substitute (S-1).

Committee recommended I.E.

19

SB 1013 Sen. Hammerstrom
Mental health; other; operating margin for community
mental health; eliminate sunset.

Amends sec. 226 of 1974 PA 258 (MCL 330.1226).

**Reported by Committee on Families, Mental Health
and Human Services.**

Senate substitute (S-1).

**For Senate amendments, see Senate Journal No. 17,
page 148.**

Committee recommended I.E.

20

HB 5389 Rep. Howell
Income tax; rate; acceleration of phase-in of the rate
reduction; provide for.

Amends sec. 51c of 1967 PA 281 (MCL 206.51c) &
repeals sec. 51b of 1967 PA 281 (MCL 206.51b).

I.E. House, February 29, 2000.

Reported by Committee on Finance.

Committee recommended I.E.

21

HB 5391 Rep. Woronchak
Income tax; exemptions; special exemption for seniors
and disabled; revise.

Amends sec. 30 of 1967 PA 281 (MCL 206.30).

I.E. House, February 29, 2000.

**For House amendment, see House Journal No. 17,
page 258.**

Reported by Committee on Finance.

Senate substitute (S-1).

**For Senate amendments, see Senate Journal No. 22,
page ____.**

Committee recommended I.E.

22

HB 5393 Rep. Gilbert
Income tax; property tax credit; individuals eligible for
homestead property tax credit; expand to include disabled

individuals.

Amends sec. 522 of 1967 PA 281 (MCL 206.522).

I.E. House, February 29, 2000.

Reported by Committee on Finance.

Committee recommended I.E.

23

HB 4769 Rep. Rick Johnson
Transportation; carriers; truck used exclusively to
transport milk; allow same registration rate as wood harvesters.
Amends sec. 801 of 1949 PA 300 (MCL 257.801).

I.E. House, February 10, 2000.

**For House amendment, see House Journal No. 10,
page 134.**

**Reported by Committee on Transportation and
Tourism.**

Committee recommended I.E.

24

SB 1045 Sen. Van Regenmorter
Probate; other; corrective amendments to estates and
protected individuals code; enact before April 1, 2000 effective
date.

Amends secs. 1103, 1105, 1106, 1107, 1303, 1402,
2114, 2202, 2203, 2205, 2504, 2519, 2702, 2807, 3102, 3204,
3301, 3401, 3412, 3414, 3505, 3806, 3807, 3901, 3902, 3917,
3921, 3956, 5101, 5204, 5213, 5219, 5308, 5406, 6306, 7206,
7409, 7501 & 7507 of 1998 PA 386 (MCL 700.1103 et seq.) &
repeals 1966 PA 185 (MCL 555.81 - 555.84), 1937 PA 177
(MCL 555.201 - 555.203), sec. 3108 of 1998 PA 386 (MCL
700.3108) & 1963 PA 144 (MCL 720.11 - 720.21).

**Reported by Committee on Families, Mental Health
and Human Services.**

Senate substitute (S-1).

**For Senate amendment, see Senate Journal No. 22,
page ____.**

Committee recommended I.E.

25

SB 1005 Sen. Stille
Education; school districts; chief executive officer; allow
governor to appoint for certain districts.

Amends sec. 376 of 1976 PA 451 (MCL 380.376) &
adds pt. 4A & sec. 1206.

Reported by Committee on Education.

Senate substitute (S-2).

**For Senate amendments, see Senate Journal No. 22,
page ____.**

Committee recommended I.E.

GENERAL ORDERS

26

HB 4534 Rep. Kowall
 Weapons; concealed; forfeiture of concealed weapons carried in violation of Michigan penal code; make subject to forfeiture provisions of firearms act.
 Amends sec. 239 of 1931 PA 328 (MCL 750.239).
I.E. House, May 19, 1999.
Reported by Committee on Hunting, Fishing and Forestry.
For Senate amendment, see Senate Journal No. 49 of 1999, page 857.

27

HB 4543 Rep. Basham
 Crimes; weapons; penalties for certain crimes involving firearms; increase.
 Amends secs. 233, 234d, 234e, 234f, 235 & 237 of 1931 PA 328 (MCL 750.233 et seq.).
I.E. House, May 19, 1999.
House substitute (H-2).
Reported by Committee on Hunting, Fishing and Forestry.
Senate substitute (S-2).

28

HB 4544 Rep. Howell
 Crimes; larceny; larceny of firearm; increase penalty and prohibit possession of stolen firearm.
 Amends sec. 357b of 1931 PA 328 (MCL 750.357b).
I.E. House, May 20, 1999.
House substitute (H-1).
Reported by Committee on Judiciary.
Committee recommended I.E.

29

HB 4641 Rep. Godchaux
 Explosives; other; age requirements for purchase of explosives; increase.
 Amends secs. 5 & 15 of 1970 PA 202 (MCL 29.45 & 29.55).
I.E. House, May 19, 1999.
House substitute (H-1).
Reported by Committee on Judiciary.
Committee recommended I.E.

30

HB 4642 Rep. Thomas
 Explosives; other; teaching of explosives on the internet; prohibit.
 Amends sec. 528a of 1931 PA 328 (MCL 750.528a).
I.E. House, May 19, 1999.
House substitute (H-2).
Reported by Committee on Judiciary.
Committee recommended I.E.

31

HB 4643 Rep. Woronchak
 Explosives; other; penalty for possessing an explosive when that violation results in the death of another individual or serious impairment of a body function of another individual; increase.
 Amends secs. 209a & 212a of 1931 PA 328 (MCL 750.209a & 750.212a).
I.E. House, May 19, 1999.
House substitute (H-1).
Reported by Committee on Judiciary.
Committee recommended I.E.

32

SB 447 Sen. Emmons
 Education; attendance; eligibility to start kindergarten; change to age 5 on September 1.
 Amends sec. 1147 of 1976 PA 451 (MCL 380.1147).
Reported by Committee on Education.
Senate substitute (S-1).
Committee recommended I.E.

33

SB 275 Sen. Young
 Crimes; assaultive; assault or battery of certain vehicle operators and passengers; prohibit under certain circumstances and provide for penalties.
 Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 81c.
Reported by Committee on Judiciary.
Senate substitute (S-1).
Committee recommended I.E.

34

SB 774 Sen. Young
 Criminal procedure; sentencing guidelines; sentencing guidelines for crime of assaulting or battering operator or passenger of public transit vehicle; enact.
 Amends sec. 16d, ch. XVI of 1927 PA 175 (MCL 777.16d).
Reported by Committee on Judiciary.

Senate substitute (S-1). Committee recommended I.E.		Amends secs. 43502 & 43537 of 1994 PA 451 (MCL 324.43502 & 324.43537). Reported by Committee on Hunting, Fishing and Forestry.	
<hr/> 35 <hr/>		<hr/> 40 <hr/>	
SB	48	Sen. Stille	HB
Property tax; assessments; assessor to use existing use of property in assessment without regard to highest and best use; require. Amends sec. 27 of 1893 PA 206 (MCL 211.27). Reported by Committee on Finance. Senate substitute (S-1).		Rep. Law Businesses; charitable organizations; charitable organizations and solicitations act; revise. Amends title & secs. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 16, 17, 18, 20, 21 & 23 of 1975 PA 169 (MCL 400.272 et seq.); adds secs. 3a, 19, 19a, 19b, 19c, 19d, 22a, 23a, 23b & 23c & repeals secs. 14 & 22 of 1975 PA 169 (MCL 400.284 & 400.292). I.E. House, April 29, 1999. House substitute (H-1). Reported by Committee on Gaming and Casino Oversight. Senate substitute (S-1). Committee recommended I.E.	
<hr/> 36 <hr/>		<hr/> 41 <hr/>	
SB	836	Sen. Hammerstrom	SB
Mental health; other; licensed professional counselors; include in list of qualified individuals to provide a second opinion determination for persons denied mental health services. Amends secs. 100b & 705 of 1974 PA 258 (MCL 330.1100b & 330.1705). Reported by Committee on Families, Mental Health and Human Services. Committee recommended I.E.		Sen. Rogers Criminal procedure; forfeiture; forfeiture of certain property for committing or attempting to commit crimes against minors via the internet; establish. Amends sec. 4701 of 1961 PA 236 (MCL 600.4701). Reported by Committee on Judiciary. Senate substitute (S-2). Committee recommended I.E.	
<hr/> 37 <hr/>		<hr/> 42 <hr/>	
SB	837	Sen. Johnson	HB
Children; foster care; reference to licensed mental health professional; enact technical amendment to change cite because of amendment to mental health code. Amends sec. 4c of 1994 PA 203 (MCL 722.954c). Reported by Committee on Families, Mental Health and Human Services. Committee recommended I.E.		Rep. Voorhees Children; protection; permanency hearings for out-of-home placements; add yearly requirement and sooner initial hearing under certain circumstances. Amends secs. 13b, 19a & 19b, ch. XHIA of 1939 PA 288 (MCL 712A.13b et seq.). I.E. House, February 9, 2000. House substitute (H-1). Reported by Committee on Families, Mental Health and Human Services. Committee recommended I.E.	
<hr/> 38 <hr/>		<hr/> 43 <hr/>	
SB	795	Sen. McManus	HB
Labor; youth employment; youth employment standards; eliminate cap on number of weeks youth are allowed to be employed in certain farming operations. Amends sec. 11 of 1978 PA 90 (MCL 409.111). Reported by Committee on Farming, Agribusiness and Food Systems. Senate substitute (S-1). Committee recommended I.E.		Rep. Ruth Johnson Children; protection; access to central registry information; allow for citizen review panels and enact other amendments to "child protection law".	
<hr/> 39 <hr/>		<hr/>	
SB	512	Sen. Koivisto	
Natural resources; hunting; senior hunting and fishing license for persons with disabilities; authorize.			

Amends secs. 2, 7, 8 & 8d of 1975 PA 238 (MCL 722.622 et seq.).

I.E. House, February 9, 2000.

House substitute (H-1).

Reported by Committee on Families, Mental Health and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

44

SB 664 Sen. Johnson
Businesses; business corporations; debt management act; revise.

Amends secs. 2, 5, 6, 8, 13, 14, 15, 16 & 18 of 1975 PA 148 (MCL 451.412 et seq.).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-2).

Committee recommended I.E.

RESOLUTIONS

45

SCR 29 Sen. McManus

A concurrent resolution to memorialize the Congress of the United States to grant to the President fast-track negotiating authority for future trade agreements.

Reported by Committee on Farming, Agribusiness and Food Systems.

Senate substitute (S-1).

For text of resolution, see Senate Journal No. 81 of 1999, page 1794.

Adoption pending.

COMMITTEE REPORTS

46

SB 584 Sen. Goschka

Sales tax; collections; sales tax on returned goods; require to refund.

Amends 1933 PA 167 (MCL 205.51 - 205.78) by adding sec. 10.

Reported by Committee on Finance.

Senate substitute (S-2).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

47

SB 585 Sen. Goschka

Use tax; collections; use tax on returned goods; require to refund.

Amends 1937 PA 94 (MCL 205.91 - 205.111) by adding sec. 8.

Reported by Committee on Finance.

Senate substitute (S-3).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

48

HB 4927 Rep. Rick Johnson

Civil procedure; costs and fees; civil fines for violation of certain local laws or regulating commercial vehicles; earmark for library purposes.

Amends sec. 8379 of 1961 PA 236 (MCL 600.8379).

For House amendment, see House Journal No. 75, page 2112.

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

49

HB 4928 Rep. Richardville

Traffic control; violations; fines for violation of a code or local ordinance substantially corresponding to the Michigan vehicle code; require to be applied to support of libraries.

Amends sec. 909 of 1949 PA 300 (MCL 257.909).

House substitute (H-1).

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

50

HB 4929 Rep. Gilbert

Traffic control; violations; uniform traffic code; require the designation of certain civil fines to libraries.

Amends 1956 PA 62 (MCL 257.951 - 257.954) by adding sec. 5.

For House amendments, see House Journal No. 75, page 2124.

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

51

HB 4930 Rep. Koetje
Transportation; carriers; civil fines for violation of local law regulating for-hire motor vehicles; earmark for public and county libraries.

Amends sec. 18, art. V of 1933 PA 254 (MCL 479.18).

For House amendments, see House Journal No. 75, page 2121.

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

52

HB 4931 Rep. Kelly
Transportation; carriers; civil fines imposed by local authority for violations of commercial motor vehicle equipment; earmark for public and county libraries.

Amends secs. 605 & 716 of 1949 PA 300 (MCL 257.605 & 257.716).

For House amendment, see House Journal No. 75, page 2115.

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

53

HB 4932 Rep. Kilpatrick
Transportation; carriers; penalties for certain safety violations; provide for fine only.
Amends secs. 7 & 7c of 1963 PA 181 (MCL 480.17 & 480.17c).

House substitute (H-1).

Reported by Committee on Transportation and Tourism.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

54

SB 694 Sen. Schuette
Insurance; health; timely payment of health care benefits; provide for and establish penalties for noncompliance.
Amends title & sec. 2006 of 1956 PA 218 (MCL 500.2006) & adds sec. 2006a.

Reported by Committee on Health Policy.

Senate substitute (S-4).

Refer to Committee of the Whole pursuant to Rule

3.701.

55

SB 696 Sen. Schuette
Insurance; health care corporations; timely payment of health care benefits; provide for and establish penalties for noncompliance.

Amends sec. 403 of 1980 PA 350 (MCL 550.1403).

Reported by Committee on Health Policy.

Senate substitute (S-1).

Refer to Committee of the Whole pursuant to Rule 3.701.

56

SB 698 Sen. Schuette
Insurance; health maintenance organizations; timely payment of health care benefits; provide for and establish penalties for noncompliance.
Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding secs. 21095 & 21095a.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Refer to Committee of the Whole pursuant to Rule 3.701.

LAI D ON TABLE

57

HB 4532 Rep. Vear
Weapons; firearms; transportation requirements for certain firearms; clarify.
Amends sec. 231a of 1931 PA 328 (MCL 750.231a).
I.E. House, May 19, 1999.

Reported by Committee on Hunting, Fishing and Forestry.

Senate substitute (S-1).

Reported without recommendation.

SCHEDULED MEETINGS

Appropriations - Tuesday, March 14 and Wednesday, March 15, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Subcommittees -

Community Colleges - Tuesday, March 14, 11:45 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

Family Independence Agency - Thursday, March 16, 3:00 p.m., Room 100, Farnum Building; Thursday, March 23, 1:00 p.m., Room 100, Farnum Building; Thursday, March 30, 1:00 p.m., Room 100, Farnum

Building; Tuesday, April 4, 1:00 p.m., Room 210, Farnum Building; Thursday, April 6, 1:00 p.m., Room 100, Farnum Building; Tuesday, April 11, 1:00 p.m., Room 210, Farnum Building; Thursday, April 13, 3:00 p.m., Room 100, Farnum Building; Tuesday, May 2, 1:00 p.m., Room 210, Farnum Building; Tuesday, May 9, 1:00 p.m., Room 210, Farnum Building (373-1760)

Higher Education - Friday, March 10, 10:00 a.m., Ferris State University-Grand Rapids Campus; Tuesday, March 14, 12:30 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-3447)

Education - Wednesday, March 15, 3:00 p.m., 8th Floor Conference Room, Farnum Building (373-7350)

Natural Resources and Environmental Affairs - Monday, March 13, 7:00 p.m., Macomb Community College, Center Campus, "K" Building, Room 137, 44575 Garfield Road, Clinton Township; Thursday, March 23, 6:00 p.m., Northwestern Michigan College, Oleson Center - Rooms 1 and 2, 1701 East Front Street, Traverse City; Thursday, April 6, 6:00 p.m., Lake Superior State University, Cisler Student and Conference Center - Ontario-Michigan Room, 650 Easterday Avenue, Sault Ste. Marie; Monday, April 10, 6:00 p.m., Monroe City Hall, Council Chamber, 120 East First Street, Monroe (373-0797)

Technology and Energy - Wednesday, March 15, 3:00 p.m., Rooms 402 and 403, Capitol Building (373-2417)

BILLS IN CONFERENCE

Bill No.	Brief Title	Conferees		Report Agreed to	
		Senate	House	Senate	House
SB 404	Health facilities; emergency medical services; general amendments.		Law DeWeese Schauer		
SB 813	Courts; court of appeals; court of appeals redistricting; provide for certain standards.	Schuetz Sikkema V. Smith	Richner Koetje Baird		
HB 4305	Appropriations; department of environmental quality; provide for fiscal year 1999-2000.	Bennett Gast A. Smith	Byl Mead Cherry		